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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

IN RE NATIONAL COLLEGIATE
ATHLETIC ASSOCIATION ATHLETIC
GRANT-IN-AID CAP ANTITRUST
LITIGATION

Case No. 4:14-md-02541-CW

**STIPULATION AND [PROPOSED] ORDER
FOR PRETRIAL PROCEEDINGS**

THIS DOCUMENT RELATES TO: ALL
ACTIONS EXCEPT *Jenkins v. Nat'l
Collegiate Athletic Ass'n*, Case No. 14-cv-
02758-CW

1 Pursuant to the Minute order entered in the above-referenced actions on May 22, 2018 (ECF No.
2 829), counsel for all parties submit the following stipulation setting forth an agreed schedule for the
3 exchange and submission of pretrial documents.

4 **1. Witness Lists and Testimony by Designation**

5 ○ June 6, 2018: Plaintiffs will identify for Defendants the witnesses whom Plaintiffs
6 plan to present live or by designated deposition testimony.
7 ○ June 12, 2018: Defendants will identify for Plaintiffs the witnesses whom
8 Defendants plan to present live or by designated deposition testimony.
9 ○ July 13, 2018: Plaintiffs and Defendants will file their witness lists, including
10 paragraph summaries.

11 **2. Designation of Deposition Transcripts and Other Discovery**

12 ○ June 19, 2018: Plaintiffs will provide Defendants their affirmative discovery
13 designations (*i.e.*, deposition testimony and written discovery responses).
14 ○ June 26, 2018: Defendants will provide Plaintiffs their affirmative discovery
15 designations and objections to and counter-designations to Plaintiffs' affirmative
16 designations.
17 ○ July 10, 2018: Plaintiffs will provide Defendants their objections to and counter-
18 designations to Defendants' affirmative designations.
19 ○ July 13, 2018: Defendants will provide Plaintiffs their objections to Plaintiffs'
20 counter-designations.
21 ○ July 13, 2018: Plaintiffs and Defendants will file their discovery designations,
22 counter-designations, and objections to designations.
23 ○ Counsel for Plaintiffs and Defendants will collaborate throughout the foregoing
24 process on logistics for the uniform submission of designations and objections,
25 including color coding to aid the Court in reviewing designations and objections

26 **3. Exhibit Lists**

27 ○ June 26, 2018: Plaintiffs and Defendants will make an initial exchange of exhibits.

1 ○ June 29, 2018: Plaintiffs and Defendants will complete the exchange of their
2 respective exhibits.

3 ○ July 13, 2018: Plaintiffs and Defendants will file their exhibit lists.

4 ○ Counsel for Plaintiffs and Defendants will collaborate throughout the foregoing
5 process on logistics for the uniform submission of exhibit lists, including the
6 elimination of duplicative exhibits, exhibit numbering, and a uniform system for
7 identifying sponsoring witnesses and unresolved objections to exhibits.

8 **4. Demonstratives**

9 ○ July 13, 2018: Plaintiffs and Defendants will exchange demonstrative exhibits.

10 ○ July 16, 2018: Plaintiffs and Defendants will submit demonstratives to the Court,
11 noting which are objected to.

12 ○ Plaintiffs and Defendants agree they will continue thereafter to confer on whether any
13 additional demonstratives are needed and appropriate, and to determine whether they
14 can be agreed upon.

15 **5. Motions in Limine**

16 ○ July 2, 2018: Plaintiffs and Defendants will file their respective motions in limine.

17 ○ July 12, 2018: Plaintiffs and Defendants will file their respective oppositions to
18 motions in limine.

19 **6. Opening Statements**

20 ○ July 6, 2018: Plaintiffs will file their Opening Statement.

21 ○ July 17, 2018: Defendants will file their Opening Statement.

22 **7. Expert Declarations**

23 ○ July 3, 2018: Plaintiffs will file their experts declarations (direct testimony) on
24 subjects remaining for trial.

25 ○ July 11, 2018: Defendants will file their experts declarations (direct testimony) on
26 subjects remaining for trial and opposition to Plaintiffs' declarations.

- July 17, 2018: Plaintiffs will file any opposition expert declarations (direct testimony) on pro-competitive justification testimony contained in the declarations by Defendants' experts.

Dated: May 31, 2018

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15 **ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)**

16 Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence in the
17 filing of this document has been obtained from the signatories above.

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28 /s/ Bart H. Williams
Bart H. Williams

15 **[PROPOSED] ORDER**
16
17 **PURSUANT TO THE FOREGOING STIPULATION OF THE PARTIES, IT IS SO**
18 **ORDERED.**

19 Dated: 6/1/2018

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The Honorable Claudia Wilken
United States District Court Judge